

THE OFFICIAL NEWSLETTER OF THE ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

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Newsletter October 2013 Volume 13, Issue 4

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Presidential Message

Dear colleagues and clinic owners:

My presidential message while brief is very important.

The Board has filed a Notice of Intended Action relating to amending Board Rule 190-X-3.02. This rule is titled Chiropractic Physiological Therapeutics or Physical Therapy. The aim of the amendment is to clarify that a chiropractor may engage in physical therapy techniques as taught in a chiropractic school or college approved by the Board.

Unfortunately the Board of Physical Therapy is opposed to the proposed amendment. A public hearing concerning the Board's proposal is currently scheduled for October 11 2013 at 8 a.m. in Orange Beach, Alabama.

You are encouraged to attend. Please call the Board office for the location of the hearing.

For your benefit the proposed amendment is set out below.

190-X-3-.02 Chiropractic Physiological Therapeutics or Physical Therapy.

(1) Definition. Chiropractic Physiological Therapeutics or physical therapy includes, but is not limited to, modalities which produce electrical current, light, air, water, thermal (hot and cold), percussion, vibration, traction, massage, sonic wave; colonic irrigation, and rehabilitation equipment (bracing and casting).

Please see Presidential Message on page 3

2013-14 NON RENEW LIST

Please see the website for a list of licensees who have not completed the renewal process.

If your name is on the list please contact the Board immediately regarding license renewal.

It's not too late. There is still time to renew your license and keep it from lapsing.

Online Seminars

DCHours.com offers the following ONLINE courses until December 2013. For information contact Debbie Bender. at 1-800-811-0269 or click https://ahs.prosperitylms.com/ reg/ahs student/index.cfm?prog=18 for a list of all DC Hours courses approved by Alabama and for registration.

- 1. "Alabama Board Rules & Regulations"
- 2. "Basic MRI Part I"
- 3. "Basic MRI Part II"
- 4. "Basic MRI Part III"
- 5. "Functional Based Care Part 1"
- 6. "Functional Based Care Part 2"
- 7. "Spinal Decompression"
- 8. "Spinal Pain Syndromes"
- 9. "The Neurology of Pain"
- 10. "Understanding Whiplash Part 1"
- 11. " Understanding Whiplash Part 2"

DC Online offers the following ONLINE courses until December 2013. For information contact William Moreau, D.C. at 1-712-260-2507 or click https:// secure.ecollege.com/mcc/index.learn?action=registration

- 1. "Active Care of the Lumbar Spine"
- 2. "Alabama Board Rules & Regulations"
- Health Care Provider"
- 4. "Bloodborne Pathogens"
- 5. "Chiropractic & Soft Tissue Care"
- 6. "Immunization, Making Informed Choices"
- 7. "Physical Assessment & Management of the Knee"
- 8. "Professional Boundaries & Chiropractic"
- 9. "Recognizing Skin Conditions"
- 10. "Risk Management"
- 11. "Segmental Drop Adjusting"
- 12. "Special Populations in Chiropractic: The Osteoporotic Patient"
- 13. "Spine in Sports"

Logan College of Chiropractic offers the following ONLINE courses until December 2013. For information contact Ralph Barrale, D.C. at 1-800-842-3234.

1. "Posture Practice Online 2013"

Northwestern Health Science offers the following ONLINE courses until December 2013. For information contact Sara George at 1-952-885-5446.

- 1. "DOT Drug Testing & Alcohol Screening Certification"
- 2. "DOT Physical Exams"
- 3. "Foundations of Evidence Informed Practice: Using Research in Practice"

- 4. "Foundations of Evidence Informed Practice: Overview"
- 5. "Foundations of Evidence Informed Practice: Types of Research"
- 6. "Informed Practice: Understanding Research"

Palmer College of Chiropractic offers the following ONLINE courses until December 2013. For information contact Kati Sproston at 1-563-884-5715.

- "Activator Methods Track 1"
- 2. "Clinical Imaging (6)"
- 3. "Orthopedic Assessment & Interpretation"

<u>Parker University</u> offers the following ONLINE courses until April 2014. For information contact Teresa Wright at 1-800 266-4723.

- 1. "Nutritional Consideration for Patients With Osteoporosis"
- 2. "Online Boundaries with Patients Confidentiality & Sexual Misconduct"
- 3. "Online Scoliosis 2013"

Southern California University of Health Sciences 3. "Assessment & Management of the Hip for the offers the following ONLINE courses until December 2013. For information contact Yvonne Rabago at 1-562-902-3373.

> 1. "Functional Diagnostic Medicine Training Program 2013 Module 3"

Texas Chiropractic College offers the following ONLINE courses until December 2013. For information contact Keiria Proctor, at 1-800-533-9822.

- 1."Benefits of Spinal Manipulation"
- 2. "Bone Physiology: Calcium **Phosphorus** Metabolism"
- 3. "Cervical Ligament Injury"
- 4. "Chiropractic Treatment of Auto Accident Injuries"
- 5."Chiropractic Treatment of Golf Injuries"
- 6. "Dermatology in Chiropractic Practice"
- 7. "Diagnosis & Clinical Issues Group"
- 8. "Documentation: Doctor & Patient Protection"
- 9."Effective Testimony Tips & Strategies for Trials, Deposition & Arbitration"
- 10."Evaluation of Whiplash Injuries"
- 11."Exercise Strength & Conditioning"
- 12."Fundamentals of Clinical Nutrition"
- 13."Managing the Employee"
- 14. "Maximum Medical Improvement & Apportionment"
- 15."Narrative Report Writing"
- 16."Ominous Findings in the Head Pain Patient"

- 17."Pain Management"
- 18."Personal Injury Practice Series"
- 19. "Preparation Tips for Trials & Deposition"
- 20. "Spinal Cord Tumors & Myelopathy"
- 21. The Temporomandibular Joint"
- 22."Treatment Plans"
- 23. "Trials, Arbitrations & Mediations"
- 24."Weight Loss Management: Fitness & Nutrition"

<u>University of Bridgeport College of Chiropractic</u> offers the following ONLINE courses until December 2013. For information contact Paul Powers, DC at 1-860-463-9003.

1. "Accredited Training for the National Registry of Certified Medical Examiners 301" **This is a 12

hour seminar. Only 6 of these may be used for renewal.

- 2. "Acupuncture 201"
- 3. "Biomechanics"
- 4. "Coding & Documentation 203"
- 5. "Evidence Based Outcomes 210"
- 6. "Manipulation 104"
- 7. "Physical Diagnosis 136"
- 8. "Physical Therapy 101"
- 9. "Rehabilitative Ultrasound Imaging 201"
- 10. "Soft Tissue Injuries 115"
- 11. "National Registry Certified Medical Examiner 301"
- 12. "National Registry Certified Medical Examiner 302"
- 13. "National Registry Certified Medical Examiner 303"
- 14. "National Registry Certified Medical Examiner 304"

Insurance Review by Out of State DC's

The Board has received some concerns about insurance reviews being completed by out of state DC's. This can be a problem as the Rules & Regulations differ from state to state. If the reviewer is not familiar with our state's rules their report to the insurance company may indicate a charge as not allowed by you. Also, per Section 27-3A-5 of the Insurance Act review agents reviewers are required to make available a written description of the appeal procedure. On appeal a chiropractor must review all cases in which the utilization review organization has concluded that a determination not to certify a chiropractic service or procedure is appropriate and an appeal has been made by the attending chiropractor, enrollee or designee.

We have been working with the ASCA on this issue. Please forward any issues you have encountered where insurers have used out of state reviewers in their claim review process to the Board office at amy.deavers@chiro.alabama.gov.

Presidential Message continued:

- (2) Practice Permitted. No person licensed to practice chiropractic in Alabama shall practice Chiropractic Physiological Therapeutics or perform physical therapy unless they have complied with the following requirements:
 - (a) A minimum of one hundred twenty hours of study.
- (b) Pass an examination administered by a school or college approved by the Board or pass the National Board of Chiropractic Examiners Physiotherapy examination. This applies to all persons licensed to practice chiropractic in Alabama who matriculated in a chiropractic college on or after January 1, 1988.

Note: the underlined portion is what the Board is proposing to add to the rule.

Upcoming Seminars

The Seminars listed below have been approved by the Alabama Board for CCE

<u>Chiropractic Association of Louisiana</u> presents the following course. For information contact Timothy Chittom at 1-225-769-5560.

"CAL Annual Convention" 18 hours October 18-20 in New Orleans, LA.

<u>Cleveland Chiropractic College</u> presents the following course. For information contact Sarah Hilliard at 1-800-969-2701.

"CCC Homecoming/KCA Fall Convention 2013: Your Road Ahead" 20 hours October 11-13 in Overland Park, KS.

East Tennessee Chiropractic Association presents the following courses. For information contact James Schroder, DC at 1-423-476-4751.

"Masters Extremity Adjusting-Lower" 6 hours October 11-13 in Overland Park, KS, November 2-3 in Charlotte, NC, November 9-10 in Memphis, TN, November 16-17 in Nashville, TN, November 21 in Johnson City, TN, November 23-24 in Knoxville, TN, and December 12 in Ashville, NC.

"Masters Extremity Adjusting-Upper" 6 hours October 26-27 in Raleigh, NC and December 7-8 in Memphis, TN

Fetterman Events presents the following courses. For information contact Kris Fetterman at 1-517-543-9084.

"Chiropractic Treatment of Shoulder and Common Injuries" 12 hours October 17 in Savannah, GA, October 19 in Atlanta, GA, November 7 in Memphis, TN, November 9 in Chattanooga, TN, December 5 in Macon, GA and December 7 in Augusta, GA.

Georgia Chiropractic Association presents the following courses. For information contact Kendra Terrence Cherry at 1-770-723-1100.

"GCA 101st Annual Conference & Trade Show" 35 hours October 18-20 in Atlanta, GA.

<u>International Chiropractic Pediatric Association</u> presents the following courses. For information contact Corinne Pitts at 1-610-565-2360.

"Perinatal Care: Webster Certification" 12 hours November 16-17 in Atlanta, GA and December 14-15 in St. Louis, MO.

"The Essentials of Chiropractic Care for Children" 12 hours December 7-8 in Atlanta, GA.

<u>Life Chiropractic College West</u> presents the following courses. For information contact Kendra L. Holloway, DC at 1-510-780-4508.

"Validating Chiropractic 2013" 13 hours October 12-13 in Broomfield, CO, October 26-27 in Sacramento, CA, November 2-3 in Peoria, IL and November 16-17 in Morrisville, NC. **<u>Life University</u>** presents the following courses. For information contact Anica Bell at 770-426-2753.

"Enhancing Patient Care & Professional Integration Through Strategic Planning" 13 hours November 8-9 in Los Angeles, CA.

"Fall CE 2013" 36 hours October 2-6 in Marietta, GA. "Success for the Chiropractic Lifestyle" 14 hours October 24-27 in Long Branch, NJ.

"The Impulse Adjusting System-Spinal Module" for 12 hours November 2-3 in Marietta, GA.

"22nd Pros port Chiropractic Seminar" for 32.5 hours December 5-8 in Las Vegas, NV.

<u>Logan College of Chiropractic</u> presents the following courses. For information contact Ralph Barrale, DC at 1-800-842-3234.

"Advanced Training in Class IV Laser Therapy" 8 hours October 26 & December 7 in Franklin, TN.

"Fascial Distortion Model Technique-Lower Region Seminar" 20 hours November 1-3 in Kenner, LA.

"Functional Health & Lab Interpretation Series 2" 12 hours October 5-6 in Denver, CO.

<u>Mississippi Chiropractic Association</u> presents the following courses. For information contact Vickie Webb at 1-601-276-3336.

"Digital Imaging/Rehab" 12 hours October 12-13 in Flowood, MS.

National University presents the following courses. For information contact Jenna Glenn, DC at 1-630-889-6622.

"Cox Technics Seminar Part II" 26.5 hours November 15-17 in Lombard, IL.

"Evidence Based Rehabilitation Knowledge & Skill Building for Chiropractic Expert" 26.5 hours October 10-12 in Oak Bridge, IL.

National University of Health Sciences presents the following courses. For information contact Jonathan R. Soltys, DC at 1-630-889-6622.

"IFM Restoring Gastrointestinal Equilibrium" 18 hours October 4-6 in San Diego, CA.

"Institute for Functional Medicine: Hormones" 18 hours October 4-6 in San Diego, CA.

"The Cox Technic System for Spine Pain Relief I" 12 hours October 5-6 in Atlanta, GA.

New York Chiropractic College presents the following courses. For information contact Cynthia Logatto at 1-516-796-5923

"Active Release Technique - Recertification Course"
12 hours October 19-20 in Wall, NJ, November 12 in Panama City, FL and November 1-2 in Bettendorf, IA.

"Graston Technique Module I" 12 hours October 5-6

in Vancouver, BC, October 26-27 in Boston, MA, November 2-3 in Orlando, FL, November 9-10 in Las Vegas, NV, November 16-17 in Portland, OR and Charlotte, NC, December 7-8 in Kihei, HI, Winnipeg, MB, and Boston, MA, and December 14-15 in Newark, NJ.

"Graston Technique Module 2" 14 hours October 5-6 in Vancouver, BC, November 2-3 in Toronto, ON, Orlando, FL, San Jose, CA and Tulsa, OK, November 9-10 in Los Vegas, NV, November 16-17 in Charlotte, NC, December 7-8 in Boston, MA, December 14-15 in Newark, NJ.

"Neuromechanical Innovations-Impulse Adjusting Systems Extremities Module" 12 hours October 12-13 in Minneapolis, MN, October 19-20 in Montreal Quebec, Canada, November 16-17 in Los Angeles, CA, and December 7-8 in Phoenix, AZ.

"Neuromechanical Innovations-Impulse Adjusting Systems Pelvis & Spine Module" 12 hours October 5 -6 in Dallas, TX, November 9-10 in Portland, OR and November 23-24 in San Francisco, CA.

"Active Release Techniques" 21 hours October 3-6 in Atlanta, GA, October 24-27 in Colorado Springs, CO and November 21-24 in Santa Clara, CA.

Palmer College of Chiropractic presents the following courses: For information contact Kati Sproston at 1-563-884-5715.

"Activator Methods Fall 2013: Advanced" 12 hours October 1 2-13 in Chicago, IL and Dallas, TX, October 19-20 in Minneapolis, MN, October 26-27 in Atlanta, GA, November 2-3 in Newark, NJ and Phoenix, AZ, November 9-10 in St. Louis, MO, November 16-17 in Boston, MA, November 23-24 in Toronto, Ontario, December 7-8 in Orange County, CA.

"Activator Methods Fall 2013: Basic" 12 hours October 12-13 in Chicago, IL and Dallas, TX, October 19-20 in Minneapolis, MN, October 26-27 in Atlanta, GA, November 2-3 in Newark, NJ and Phoenix, AZ, November 9-10 in St. Louis, MO, November 16-17 in Boston, MA, November 23-24 in Toronto, Ontario and December 7-8 in Orange County, CA. "Activator Methods Fall 2013: Intermediate" 12 hours October 12-13 in Chicago, IL and Dallas, TX, October 19-20 in Minneapolis, MN, October 26-27 in Atlanta, GA, November 2-3 in Newark, NJ and Phoenix, AZ, November 9-10 in St. Louis, MO, November 16-17 in Boston, MA, November 23-24 in Toronto, Ontario, December 7-8 in Orange County, CA. "Dynamic Neuromuscular Stabilization 1-Day Scien-

"Dynamic Neuromuscular Stabilization 1-Day Scientific Symposium" 6.25 hours October 23 in Chicago, IL.

"Gonstead Technique" 18 hours November 8-9 in Chicago, IL.

"Graston Technique-M1 Basic Training" 12 hours October 19-20 in Davenport, IA

"ICA Annual Conference on Chiropractic & Pediatrics 21 hours October 4-6 in Montreal, Quebec Canada. "International Board of Electrodiagnosis Symposium 2013" 20.25 hours November 1-3 in Port Orange, FL.

Sacro Occipital Research Society, International Homecoming 2013" 27 hours October 16-20 in Omaha, NE.

<u>Parker University</u> presents the following courses. For information contact Teresa Wright at 1-800-266-4723.

"Parker Homecoming 2013" 68 hours October 25-27 in Dallas, TX.

"Parker Seminar NY 2013" 30.75 hours October 17 -19 in East Rutherford, NJ.

"Scoliosis, Part III Workshop" 9 hours December 7 in Frisco, TX.

Sherman College of Chiropractic presents the following courses. For information contact Adam Ashcraft at 1-800-849-8771.

"Korean Specific Technique" 16 hours October 12 -13 in Minneapolis, MN, November 2-3 in Phoenix, AZ, and December 7-8 in Boston, MA.

"Perinatal Care: Webster Certification" 12 hours October 5-6 in Spartanburg, SC.

"Pierce Results System Seminar Level 1" 12 hours October 18-19 in Marietta, GA.

<u>Southern California University of Health Sciences</u> presents the following course. For information contact Yvonne Rabago at 1-562-902-3373.

"Tepperway an Anterior to Posterior Manipulation Systems: Clinical Approach" 8 hours October 12 in Orlando, FL.

<u>Texas Chiropractic College</u> presents the following courses. For information contact Alyssa Villarreal at 1-281-998-6061.

"Essential Lab Test Every Practice & Essential Nutr. Less than Perfect Lifestyle" 12 hours November 2 -3 in Birmingham, AL.

"Foundational Laboratory Analysis" 12 hours November 16-17 in Palm Beach, FL.

Turning Point Logistic Systems presents the following course. For information contact Angel Tribuno, D.C. at 1-706-882-2092.

"CBP Advanced" 16 hours October 11-13 in Boise, ID.

"Exodus, Principles of Practice 2" 24 hours November 1-3 in Knoxville, TN.

University of Bridgeport Health Sciences presents the following courses. For information contact Carol Anne Nilson at 1-203-576-4880.

- "2013 Lifestyle Medicine Summit" 11 hours October 5 -6 in Chicago, IL.
- "First Line Therapy (FLT)" 11 hours November 14-17 in Washington, DC and December 5-8 in Austin, TX.
- "Frequency Specific Seminars Core" 24 hours October 25-27 in Philadelphia, PA, November 8-10 in Atlanta, GA, and December 6-8 in Ft. Lauderdale, FL.
- "Module 7: Autoimmune Signaling Systems & Blood Glucose Issues" 7 hours November 9 in Atlanta, GA.
- "Module 8: Exercise & Degenerative Conditions, Early Signs of Brain Degeneration" 7 hours October 19 in Ft. Lauderdale, FL and November 16 in Atlanta, GA.

Renewals to Date

Renewals to date are running behind last year.

1st 2 weeks 2nd 2 weeks 3rd 2 weeks 13% started the process 7% started the process 32% started the process

Total of 52% have started the renewal process as of September 27th.

Fraud Alert on Rental of Space in Physician Offices

The Board has received several inquiries regarding chiropractors renting their office space to someone to whom the doctor refers. The Office of the Inspector General strongly recommends that parties to rental agreements between physicians and suppliers to whom the physicians refer or for which physicians otherwise generate business make every effort to comply with the space rental safe harbor to the anti-kickback statue. When an arrangement meets all of the criteria of a safe harbor, the arrangement is immune from prosecution under the anti-kickback statute. The following are the safe harbor criteria, all of which must be met:

- 1. The agreement is set out in writing and signed by the parties.
- 2. The agreement covers all of the premises rented by the parties for the term of the agreement and specifies the premises covered by the agreement.
- 3. If the agreement is intended to provide the lessee with access to the premises for periodic intervals of time rather than on a full-time basis for the term of the rental agreement, the rental agreement specifies exactly the schedule of such intervals, their precise length, and the exact rent for such intervals.
- 4. The term of the rental agreement is for not less than one year.
- 5. The aggregate rental charge is set in advance, is consistent with fair market value in arms-length transactions and is not determined in a manner that takes into account the volume or value of any referrals or business otherwise generated between the parties for which payment may be made in whole or in part under Medicare of a State health program.
- 6. The aggregate space rented does not exceed that which is reasonably necessary to accomplish the commercially reasonable business purpose of the rental.

To review the entire document published by the Office of the Inspector General please see the following site.

http://oig.hhs.gov/authorities/docs/fraudalert.pdf.

A.S.B.C.E

Beware of Waiving Patient Responsibility

Be aware of the risks involved with routinely waiving co-pays and deductibles. Patients in extreme need of chiropractic care will often ask their provider to waive these charges for numerous reasons, mainly financial. This can become a serious situation and can be costly if you don't understand the consequences of your actions or recklessly ignore the rules.

These actions can lead to lawsuits, charges of fraud, and even jail time.

Most private insurers will not allow you to waive co-payments and deductibles. Read the contracts you have with third-party payers carefully and understand your responsibilities.

A third party provider can sue the provider based on failure to collect the patient's portion of a bill

Even if you are doing adjustments and write-offs with good intentions this can come back to hurt you. Providers can be sanctioned for filing false claims according to the False Claims Act, up to \$10,000 fine per item, exclusion from federal and state funded programs, criminal fines, and imprisonment are some of the penalties for these actions.

Ask yourself if the waiver of co-pays and deductibles is work the risk.

BOARD QUARTERLY PERFORMANCE REPORT		
Applications Sent	18	
Transcripts Processed	106	
New License Issued	7	
License Verifications	195	
Complaints Received	7	
Disciplinary Hearings	2	
Outgoing Correspondence	1402	
Continuing Education Reviewed	43	

Congratulations to those licensed since July 2013

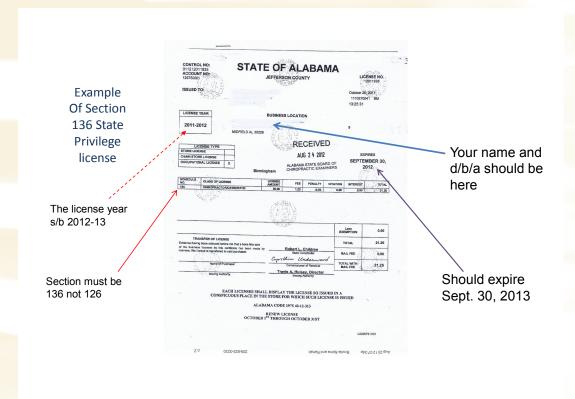


Ian Bradley Brunet	Of Birmingham, AL
Spencer R. Callahan	Of Fairhope, AL
Thomas K. Dixon	Of Madison, AL
John V. Gianini	Of Mobile, AL
J. Kevin Miller	Of Waverly, AL
Ali Dean Sakhai	Of Decatur, AL
David Stull	Of Bessemer, AL
Danielle Zappile	Of Huntsville, AL
K K	

Alabama Section 136 Business License Required for Renewal

We continue to receive questions regarding the business license required for renewal. The license that is required is the one purchased from the Judge of Probate in the county where you practice. For this year's renewal it should have an expiration date of September 30, 2013. The doctor's name, not just the clinic name, must be on the license. Please see the example below.

When you purchase your business license for the coming year (2013-14) you may fax to the Board office. We will keep this on file for next year's renewal.



THANK YOU FOR YOUR POSITIVE COMMENTS

Thanks for all you guys do.
Mike

NEWSLETTER OCTOBER 2013

DATES TO CALENDAR

The Board will meet in: Orange Beach, AL October 10-12, 2013 Includes a Public Rule Hearing on 10/11/13 At 8 am

November 8, 2013 Clanton Board office

December 20, 2013
Clanton Board office

OUR MISSION

To regulate and license doctors of chiropractic in order to protect the people of Alabama.

OUR VISION

To ensure the people of Alabama will receive professional, ethical and quality care in utilizing chiropractic services to maximize health benefits.

OUR VALUES

Excellence, integrity, communication and ethics.

DON'T PANIC

For licensees who have not renewed their 2013-14 license, it's not too late.

2013 State Holidays

The Board Office will be closed on the following:

Columbus Day Veteran's Day Thanksgiving Day Christmas Day October 14 November 11 November 28 December 25

Board Members

James S. Ward, Esquire, Board Attorney

ASBCE

126 Chilton Place Clanton, AL 35045

Sheila Bolton Executive Director

Administrative Assistants Debra Darnell (ext. 221) Amy Deavers (ext. 226) Carol Hickox (ext. 224)

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